

City Hall, Lodi, Cal., July 1, 1918.

The Board of Trustees of the City of Lodi convened in regular session at 8 o'clock p.m., there being present Trustees Black, Hale, Keeney and Montgomery. Trustee Crose absent.

Minutes of the adjourned meeting of June 29th were read and approved.

RESOLUTION NO. 18.

WHEREAS, on the 19th day of June, 1918, the SUPERINTENDENT OF STREETS of the City of Lodi, made and filed with the Clerk of this Board of Trustees a complete list of all assessments remaining unpaid upon the respective assessment or diagram numbers thereof, whereupon said Clerk gave notice of the filing of said list, and in said notice set the 1st day of July, 1918, at the hour of 8 o'clock P.M. at the regular place of meeting of said Board of Trustees, to wit, the Council Chamber of said Board of Trustees in the City Hall of said City of Lodi, as the time and place respectively when and where interested persons might appear before said Board of Trustees and show cause why bonds should not be issued upon the security of the unpaid assessments shown on said list; and,

WHEREAS, said list so filed by the Superintendent of Streets of said City of Lodi is a list of unpaid assessments for the street improvement work on that certain assessment district, which work and which assessment district, are set forth in Resolution of Intention No. 14 passed by the Board of Trustees of said City on Aug. 6, 1917, and which Resolution of Intention No. 14 is hereby referred to for further particulars; which list of unpaid assessments was filed with the City Clerk of said City on the 19th day of June, 1918; and

WHEREAS, since the filing by the said Superintendent of Streets of the afore said list of unpaid assessments the following assessments have been fully paid to the proper officer, the Superintendent of Streets of the City of Lodi, to wit: Assessments numbers 30 and 31;

NOW, THEREFORE, BE IT RESOLVED; that the City Clerk be, and he is hereby authorized and directed to endorse said payments on said list of unpaid assessments, and to cause receipts therefor to be sent to the respective parties, by Clark & Henery Construction Company, the contractors for said work.

Trustee Keeney moved, seconded by Trustee Montgomery, the adoption of the foregoing resolution No. 18 as read. The motion prevailed by the following vote:

Ayes: Trustees Keeney, Montgomery, Hale and Black.

Noes: None.

Absent: Trustee Crose.

The City Clerk's affidavit of posting and publication of Notice of Filing of Superintendent of Streets' list of unpaid assessments made under provisions of Resolution of Intention No. 14 having been filed and no protests having been presented, the following resolution relating to the issuance of street improvement bonds pursuant to the provisions of Resolution of Intention No. 14 was introduced:

RESOLUTION NO. 19.

Relating to issuance of Street Improvement Bonds under proceedings taken pursuant to Resolution of Intention No. 14 for the improvement of West Oak Street, and determining the amount of the unpaid Assessments.

BE IT RESOLVED, by the Board of Trustees of the City of Lodi as follows:

WHEREAS, the Board of Trustees of the City of Lodi on the 6th day of August, 1917, adopted Resolution of Intention No. 14 for the improvement of West Oak street, from the east line of School street to the east line of Hutchins street, in the City of Lodi, under and pursuant to the provisions of the Improvement Act of 1911, and amendments thereto, and to the resolutions, notices and other proceedings of said City, duly adopted and taken, reference to said resolution of intention being hereby expressly made for further particulars; and,

WHEREAS, the contract for said work and improvement was duly awarded and the work to be done thereunder was thereafter duly completed to the satisfaction of the Superintendent of Streets of said City, and of this Board, whereupon a warrant, diagram and assessment were made, recorded and delivered to the contractors in time, form and manner as required by said Act, and the contractor having made due return thereon and the same having been duly recorded, and

WHEREAS, on the 19th day of June, 1918, the street Superintendent of said City made and filed with the Clerk of this Board a complete list of all assessments unpaid thereunder upon the respective assessment or

diagram thereof, whereupon said Clerk gave notice of the filing of said list and fixed in said notice Monday, the 1st day of July, 1918, at the hour of 8 o'clock P.M. at the regular meeting place of said Board of Trustees, to wit the Council Chambers of the Board of Trustees, in the City Hall of said City of Lodi, as the time and place, respectively, when and where interested parties might appear before said Board of Trustees and show cause why bonds should not be issued upon the security of the unpaid assessments shown on said list, said time being that of a regular meeting of said Board; and

WHEREAS, it satisfactorily appears from the affidavits produced that the Clerk of this Board has caused to be given due notice by posting and publication as required by law of the filing by the Superintendent of Streets of the list of all unpaid assessments made under said Resolution of Intention No. 14, of said City; and

WHEREAS, it has been found that since the filing of the aforesaid list of unpaid assessments the following assessments have been fully paid to the proper officer of said City, to wit: Assessments numbered 30 and 31, aggregating the total amount of \$886.65, leaving a balance due on account of said unpaid assessments of \$2,586.95; and

WHEREAS, no protests or objections were presented or filed against the issuance of bonds, as aforesaid, before or at the time set for said hearing, and no particular cause having been recorded why bonds should not be issued upon the security of said unpaid assessments, aggregating the total sum of \$2,586.95, and it further appearing that said list of unpaid assessments filed by the Superintendent of Streets is in all respects complete and correct, excepting therefrom the assessments paid since the filing of the said list as hereinbefore set forth;

BE IT RESOLVED: that said list of unpaid assessments as filed by the Superintendent of Streets was in all respects complete and correct at the time of filing, and that since said time Assessments numbered 30 and 31 have been paid, and the Board hereby finds and determines that the unpaid assessments made pursuant to the proceedings taken under said Resolution of Intention No. 14, and the aggregate amount of the same, are as follows:

Owner.	Assessment No.	Amount.
Unknown	27	\$288.98
Unknown	32	286.02
Unknown	41	367.87
Unknown	42	51.88
Unknown	43	14.21
Unknown	45	415.00
Unknown	46	18.94
Unknown	67	457.62
Unknown	71	457.62
Unknown	72	228.81

Total unpaid assessments \$2,586.95

The Board further finds and determines that the aggregate amount of said assessments unpaid is the sum of \$2,586.95.

Upon motion of Trustee Hale, seconded by Trustee Montgomery, the foregoing resolution No. 19, was adopted by the following vote:

Ayes: Trustees Hale, Montgomery, Keeney and Black.

Noes: None.

Absent: Trustee Crose.

RESOLUTION NO. 20,

Providing For the Issuance of Improvement Bonds to Represent and Be Secured by Assessments Made For the Cost of the Work and Improvements Made in and Upon West Oak Street, from the East Line of School Street to the East Line of Hutchins Street, in the City of Lodi, California, and to Provide for the Sale Thereof.

BE IT RESOLVED, by the Board of Trustees of the City of Lodi, California, as follows:

WHEREAS, this Board of Trustees by its Resolution of Intention No. 14, providing for the improvement of the roadway on West Oak Street, from the east line of School street to the east line of Hutchins Street, determined that serial bonds to represent unpaid assessments and to bear interest at the rate of seven per cent. per annum, would be issued thereunder in the manner provided by the "Improvement Bond Act of 1915" and that the last installment of which bonds should mature nine (9) years from the 2d day of July next succeeding nine months from their date, and

WHEREAS, the work to be done under said Resolution of Intention No. 14 has been completed to the satisfaction of the Superintendent of

Streets, and of the Board of Trustees; and the Superintendent of Streets on the 19th day of June, 1918, filed with the Clerk of the Board of Trustees a complete list of all unpaid assessments made under said proceedings; and

WHEREAS, this Board of Trustees has this day found and determined that the aggregate amount of said unpaid assessments is the sum of \$2,586.95;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Street Improvement Bonds, to be issued pursuant to the provisions of the "Improvement Bond Act of 1915", evidencing the aforesaid indebtedness, shall be issued to the aggregate amount of \$2,586.95, and the number, denomination and character of such bonds shall be as follows:

Said bonds shall be dated the 1st day of July, 1918, and shall be of the character known as serials. One-tenth part of the total amount of the bonds evidencing said indebtedness shall be payable on the 2d day of July, 1919, and a one-tenth part of said total indebtedness shall be payable on the 2d day of July of each and every year thereafter to and including the 2d day of July, 1928. Said total indebtedness shall be evidenced by Ten (10) bonds of the denomination of Two Hundred (\$200) dollars each; and ten (10) bonds of the denomination of Fifty-Eight and 69/100 (\$58.69) dollars each. One of said bonds of the denomination of Two Hundred (\$200) dollars and one of said bonds of the denomination of Fifty-Eight and 69/100 (\$58.69) dollars shall mature and be payable on the 2d day of July, 1919, and a like number of bonds of each denomination respectively shall mature and be payable on the 2d day of July of each and every year thereafter to and including the 2d day of July, 1928. Said bonds shall be numbered one to twenty, both inclusive, as follows:

<u>SERIES</u>	<u>BOND NUMBERS</u>	<u>DENOMINATIONS</u>	<u>DATES OF MATURITY</u>
A-1	1	\$200.00	July 2, 1919
A-1	2	58.69	July 2, 1919
A-2	3	200.00	July 2, 1920
A-2	4	58.69	July 2, 1920
A-3	5	200.00	July 2, 1921
A-3	6	58.69	July 2, 1921
A-4	7	200.00	July 2, 1922
A-4	8	58.69	July 2, 1922
A-5	9	200.00	July 2, 1923
A-5	10	58.69	July 2, 1923
A-6	11	200.00	July 2, 1924
A-6	12	58.69	July 2, 1924
A-7	13	200.00	July 2, 1925
A-7	14	58.69	July 2, 1925
A-8	15	200.00	July 2, 1926
A-8	16	58.69	July 2, 1926
A-9	17	200.00	July 2, 1927
A-9	18	58.69	July 2, 1927
A-10	19	200.00	July 2, 1928
A-10	20	58.69	July 2, 1928

Said bonds shall be in substantially the following form, to-wit:

IMPROVEMENT BOND.

City of Lodi.

\$ _____ Series No. _____ No. _____
 Under and by virtue of the act of the legislature of the State of California, entitled "An Act to provide for the issuance of improvement bonds to represent and be secured by said assessment made for the cost of said work and improvements made in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities and upon property and rights of way owned by municipalities, to provide for the collection of such assessments, the sale of the property affected thereby and for the payment of the bonds so issued," the City of Lodi, (a municipal corporation) will on the 2d day of July, 19__, out of the redemption fund for the payment of the bonds issued upon the assessments made for the work upon and improvements on West Oak Street, in said City, more fully described in that certain Resolution of Intention No. _____, passed by the Board of Trustees of said municipality on the _____ day of _____, 19__; pay to bearer, the sum of _____ dollars (\$ _____) with interest thereon from the _____ day of _____, 19__, at the rate of seven per cent per annum, all as is hereinafter specified, and at the office of the treasurer of said municipality.

This bond is one of several annual series of bonds of like date, tenor and effect, but differing in amounts and maturities, issued by said municipality under said act for the purpose of providing means for paying for the work and improvements described in said Resolution of Intention, and is secured by the moneys in said redemption fund and by the unpaid assessments made for the payment of said work, and, including principal and interest, is payable exclusively out of said fund.

The interest is payable semi-annually, to wit: on the second days of January and July in each year hereafter, upon presentation of the proper coupons therefor; provided, that the first of said coupons is for the interest to the second day of January, 191_, and thereafter the interest coupons are for the semi-annual interest.

This bond will continue to bear interest after maturity at the rate above stated; provided, it is presented at maturity and payment thereof is refused upon the sole ground that there is not sufficient moneys in said redemption fund with which to pay the same. If it is not presented at maturity interest thereon will run until maturity.

This bond may be redeemed and paid in advance of maturity upon the second day of July in any year by giving the notice provided in said act.

IN WITNESS WHEREOF, said City of Lodi has caused this bond to be signed by the treasurer of said City, and by its Clerk, and has caused its Clerk to affix thereto its Corporate Seal, all on the ____ day of _____, 1918.

Treasurer.

Clerk.

Said bonds shall bear interest at the rate of seven per cent. per annum, payable semi-annually on the second days of January and July of each year.

And there shall be attached to each bond an interest coupon for each semi-annual payment of interest to become due thereon, and each coupon shall be in such an amount as to represent six months' interest on the bond to which it is attached, except that the coupon representing the interest due January 2nd, 1919, shall be for such an amount as may represent the interest on each of said bonds respectively, from the 1st day of July, 1918, to the 2nd day of January, 1919.

Said coupons shall be numbered consecutively according to the order of their payment, and shall be substantially in the following form, to wit:

IMPROVEMENT BOND, CITY OF LODI.

Coupon No. ____ Bond No. ____ \$ ____

On the 2d day of _____ A.D. 19____, the City of Lodi will pay to the bearer hereof, at the office of the City Treasurer, in said City, County of San Joaquin, State of California, the sum of \$____, said sum being the semi-annual interest due on that date, Series No. ____.

City Treasurer.

The Treasurer and City Clerk are hereby authorized and directed to sign each and every one of said bonds, and the City Treasurer is hereby authorized and directed to sign each and every one of the coupons attached to said bonds, provided, however, that the City Treasurer in signing said coupons may use and adopt his printed or lithographed signature, in place of his signature by hand.

Said bonds shall be issued in annual series, and the unpaid assessments as shown on said list filed by the Superintendent of Streets and determined by said Board of Trustees, together with interest thereon, shall remain and constitute a trust fund for the redemption and payment of said bonds and of the interest which may be due thereon, which unpaid assessments shall be payable in annual series corresponding in number to the number of series of bonds issued, and, an even annual proportion of each assessment shall be payable in each year preceding the date of maturity for each of the several series of bonds issued, and such proportion of each assessment coming due in any year, together with the annual interest thereon shall be payable in installments as the general municipal taxes of said City of Lodi on real property are payable, and shall become delinquent at the same time and in the same proportionate amounts and bear the same proportionate penalties for delinquency.

Sealed proposals for the purchase of said improvement bonds will be received by said Clerk up to the hour of 8 o'clock P.M., on Monday, the 22d day of July, 1918.

Bids must be for not less than par value of the bonds and ac-

crued interest. The right is reserved to reject any or all bids. If a satisfactory bid be received, the successful bidder may be allowed ten days for examination of the proceedings authorizing the issue of said bonds, and may make his bid subject to the legality of said proceedings. Bids must be accompanied by certified check or cashier's check upon some responsible bank in the sum of ten per cent of the par value of the amount of bonds bid for, such check to be made payable to H.S. Clark, City Clerk.

The City Clerk is hereby directed to advertise for bids for said bonds as herein provided by publishing notice inviting bids, once a week for two weeks in the official newspaper. Said notice shall be in substantially the following form:

Sealed bids for the purchase of street improvement bonds of the City of Lodi, in the County of San Joaquin, State of California, will be received by the undersigned City Clerk of said City of Lodi, up to 8 o'clock P.M. Monday, July 22d, 1918. Such bids shall be addressed to the undersigned and must be for not less than par value of the bonds bid for, with accrued interest to date of delivery. The right is reserved to reject any and all bids. The successful bidder will be allowed ten days for examination of the proceedings, and bids may be made subject to the legality of the proceedings. Each bid must be accompanied by a certified check or cashier's check upon some responsible bank, in a sum equal to ten per cent of the par value of the bonds bid for. Said checks shall be made payable to the undersigned.

Said issue of bonds aggregate the total sum of \$2,586.95, bearing interest at the rate of seven per cent per annum, payable semi-annually on the 2nd days of January and July of each year. Said bonds are of the following denominations: Ten of \$200.00 each; and Ten of \$58.69 each, and are dated July 1st, 1918. Said bonds are of the character known as serials, and one bond of the par value of \$200.00 and one bond of the par value of \$58.69 are payable annually from July 2nd, 1919, to July 2nd, 1928, both inclusive, and are issued pursuant to the provisions of the street improvement bond act of 1915, and pursuant to proceedings taken by the Board of Trustees of the City of Lodi, under Resolution of Intention No. 14.

City Clerk.

Upon motion of Trustee Hale, seconded by Trustee Montgomery, the foregoing resolution No. 20, was adopted by the following vote:

Ayes: Trustees Hale, Montgomery, Keeney and Black.

Noes: None.

Absent: Trustee Crose.

The City Attorney was directed to prepare a resolution appropriating \$900 to the Lodi Library, to be payable in monthly installments of \$75.00.

ORDINANCE NO. 100,

"An Ordinance Amending Section 2 of Ordinance No. 38, as Amended by Ordinances Nos. 89 and 92," having been introduced June 24th and laid on the table for not less than five days, coming up for final reading, was upon motion of Trustee Keeney, seconded by Trustee Montgomery, adopted by the following vote:

Ayes: Trustees Keeney, Montgomery, Hale and Black.

Noes: None.

Absent: Trustee Crose.

ORDINANCE NO. 101,

"An Ordinance Pertaining to and Providing for Limiting and Regulating the Selling, Furnishing, Serving or Giving Away or in any Manner Disposing of, Either Directly or Indirectly, of any Spirituous, Vinous, Malt, Mixed, Fermented, Distilled, Alcoholic or Any Intoxicating Liquors Within the Corporate Limits of the City of Lodi, and Repealing All Parts of Ordinances in Conflict Herewith, and Providing a Penalty for any Violation of this Ordinance," was read and introduced for passage and upon motion was laid upon the table for not less than five days.

J. E. Bishop was granted permission to move and remodel a building on the north $\frac{1}{2}$ of lots 3 and 4 in block 8, City of Lodi.

The City Marshal's report for the month of June was read and ordered filed.

Sylvester G. McGlothlen's subdivision of the east one-half of block 9 of the Lodi Barnhart Tract was upon motion of Trustee Keeney, seconded by Trustee Montgomery, approved, and the President of the Board and the City Clerk were authorized to sign the necessary certificates.

Upon motion regularly made, seconded and carried, the Board adjourned to meet again at 8 o'clock P.M. Monday, July 8th, 1913.

W. S. Blank
City Clerk.